IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 26TH FEBRUARY 2007 / 7TH PHALGUNA 1928

WP(C).No. 34015 of 2006(Y)

PETITIONER:

SMT. NASEEMA BEEVI,
D/O. SELIKHATH BEEVI, SHAMNAD MANZIL,
PERUNGALLOOR MURI, EDAMULAKKAL VILLAGE,
KOLLAM DISTRICT.

BY ADV. SRI.ANCHAL C.VIJAYAN

RESPONDENTS:

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1. STATE OF KERALA,
REPRESENTED BY ITS SECRETARY TO GOVERNMENT,
DEPARTMENT OF HOME AFFAIRS,GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM.

2. THE DIRECTOR GENERAL OF POLICE,
THIRUVANANTHAPURAM.

3. THE SUPERINTENDENT OF POLICE, KOLLAM.

4. THE CIRCLE INSPECTOR OF POLICE,
KOTTARAKKARA.

BY GOVERNMENT PLEADER SRI.S.U. NAZAR.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 26/02/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

R. BASANT, J.

W.P.(C) NO. 34015 OF 2006-Y

Dated this the 26th day of February, 2007

JUDGMENT

The petitioner is the mother of the deceased person in respect of whose death Crime No.651/05 of the Kottarakkara Police Station has been registered, inter alia, under Sec.302 read with Sec.149 of the IPC. The grievance of the petitioner is that no proper investigation is being conducted into the crime.

2. The learned Public Prosecutor, on instructions, submits, and a statement to that effect has been filed by the Investigating Officer, that the needful is being done. All the 7 accused persons have by now been arrested and released on bail. Investigation is at its final stage. The complicity of the miscreants has been ascertained. The final report shall be filed as soon as the report of the Forensic Science Laboratory and the scene plan are received by the police.

3. I take note of the submissions of the learned Public Prosecutor. There can be no dispute on the proposition

that the investigation deserves to be completed at the earliest and the final report deserves to be filed. The petitioner was already constrained to come before this Court and Ext.P5 judgment was passed in the writ petition filed by her. I need only observe that the Investigating Officer must expeditiously complete the investigation and file final report. No special or specific directions need, in these circumstances, be issued.

4. This writ petition is dismissed. But I may hasten to observe that I expect the Investigating Officer to complete the investigation and file the report as expeditiously as possible – at any rate, within a period of three months from this date failing which the petitioner's option to approach this Court again for the identical relief shall remain unfettered.

Sd/-

(R. BASANT, JUDGE)

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//true copy// P.S. To Judge